

S U P R E M E C O U R T O F I N D I A

RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Crl)... /2007

(CRLMP.NO(s). 84/2007)

(From the judgement and order dated 26/06/2006 in CRLA No. 625/2005 of The HIGH COURT OF KERALA AT ERNAKULAM)

STATE OF KERALA

Petitioner(s)

VERSUS

JOSEPH GEORGE & ANR.

Respondent(s)

With CRLMP.NO(s). 84/2007 (c/delay in filing SLP and office report ))

Date: 15/01/2007 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE B.P. SINGH

HON'BLE MR. JUSTICE TARUN CHATTERJEE

For Petitioner(s)

Mr. Ranjeet Kumar, Sr. adv.

Mr. P.V. Dinesh,Adv.

For Respondent(s)

RR-2

In-Person (Mr. K. John @ Ashok)

UPON hearing counsel the Court made the following

O R D E R

We have heard counsel for the petitioner-State. The State is aggrieved of

the fact that while finding a case against the respondent No. 1, the Court has let him

off with a warning whereas under Section 211 IPC, particular ly the second part

thereof, a sentence of imprisonment should have been imposed apart from fine.

e and in We have taken into account the facts and circumstances of the cas

on, we do exercise of our discretionary jurisdiction under Article 136 of the Constituti

clarify not wish to interfere with the impugned order. However, we  
that the

ated as a impugned order is passed in the peculiar facts of the case and will not be tre

precedent.

abovesaid Delay condoned. The special leave petition is dismissed with the

observations.

(Ajay Kr. Jain)  
(Vijay Dhawan)

Court Master  
Court Master